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3 Eastern District of Washington  
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FILED IN THE U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MAY 16 2023

SEAN F. MCAVOY, CLERK  
DEPUTY  
YAKIMA, WASHINGTON

10 UNITED STATES DISTRICT COURT  
11 FOR THE EASTERN DISTRICT OF WASHINGTON

12 UNITED STATES OF AMERICA,

No. 1:22-CR-2059-MKD-1

13  
14 Plaintiff,

PLEA AGREEMENT ADDENDUM  
RE: FORFEITURE

15 vs.

16  
17 KARLA LETICIA PADILLA-REYNA,  
18 a.k.a. KARLA PADILLA,

19 Defendant.

20 Plaintiff, United States of America, by and through Vanessa R. Waldref,  
21 United States Attorney for the Eastern District of Washington, Tyler H.L.  
22 Tornabene, Daniel H. Fruchter, and Brian M. Donovan, Assistant United States  
23 Attorneys for the Eastern District of Washington, Frieda K. Zimmerman, Special  
24 Assistant United States Attorney for the Eastern District of Washington, and  
25 Defendant KARLA LETICIA PADILLA-REYNA ("Defendant"), individually and  
26 by and through Defendant's counsel, Robin C. Emmans and Ulvar W. Klein, agree  
27  
28 PLEA AGREEMENT ADDENDUM RE FORFEITURE – 1

1 to the following Addendum to the Plea Agreement, which is intended to supplement  
2 the agreements reached therein.

3  
4 A. Forfeiture of Net Proceeds of Real Property Sale

5 Defendant, KARLA LETICIA PADILLA-REYNA, agrees to voluntarily  
6  
7 forfeit any and all right, title and interest in the following listed asset an in favor of  
8 the United States:

- 9  
10 - Any and all net proceeds<sup>1</sup> from the sale of real property located at 407 E  
11 Q street Yakima, 98901, owned by Defendant KARLA LETICIA  
12 PADILLA-REYNA and her son Sergio Reyna (hereinafter “Subject  
Proceeds”).

13 Defendant agrees to provide reasonable notice to the United States of the sale  
14 of the property. Defendant agrees to remit, herself or by and through her agents, the  
15 Subject Proceeds to the United States Marshals Service in a manner directed by the  
16 United States upon closing of the sale of the aforementioned real property.

17  
18 Defendant acknowledges, stipulates and agrees that the Subject Proceeds  
19 covered by this Addendum is directly forfeitable property and subject to forfeiture  
20 to the United States as property which constitutes or is derived from proceeds  
21 traceable to offenses in violation of 18 U.S.C. §§ 1343, Wire Fraud, and are therefore  
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<sup>1</sup> “Net proceeds” means all funds from the sale of the property, less any costs for  
outstanding property taxes, closing costs, real estate transaction costs such as  
brokerage fees, and payment of any valid outstanding encumbrances.

1 forfeitable to the United States pursuant to 18 U.S.C. § 981(a)(1)(C) by way of 18  
2 U.S.C. § 1956(c)(7)(A) and 18 U.S.C. § 1961(1) and 28 U.S.C. § 2461(c).  
3

4 Defendant stipulates and agrees to the entry of any necessary preliminary and  
5 final orders of forfeiture in this criminal matter, or any other proceeding, forfeiting  
6 the Subject Proceeds to the United States. The Defendant expressly waives further  
7 notice of any forfeiture proceedings or filings necessary to effectuate the forfeiture  
8 of the Subject Proceeds. Defendant stipulates and agrees to testify truthfully in any  
9 forfeiture proceeding, including the above referenced civil forfeiture action.  
10 Defendant stipulates and agrees to execute any and all forms and pleadings necessary  
11 to effectuate such forfeiture. Defendant stipulates and agrees to comply with all  
12 requests made by the United States that are made in order to pass clear title of the  
13 Subject Proceeds to the United States.  
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18 **B. United States' Reservation of Right to Seek Forfeiture of Real Property**

19 In the event the Defendant fails to complete the sale of the real property and  
20 remit the net proceeds as provided in Paragraph A, the United States reserves the  
21 right to initiate forfeiture proceedings against the real property located at 407 E Q  
22 street Yakima, 98901, owned by Defendant KARLA LETICIA PADILLA-REYNA  
23 and her son Sergio Reyna. If the United States seeks forfeiture of the real property  
24 under this paragraph, Defendant stipulates and agrees to the entry of an order of  
25 forfeiture in a civil forfeiture proceeding forfeiting the real property to the United  
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1 States. Defendant stipulates and agrees that the real property is forfeitable to the  
2 United States as property which constitutes or is derived from proceeds traceable to  
3 offenses in violation of 18 U.S.C. §§ 1343, Wire Fraud, and are therefore forfeitable  
4 to the United States pursuant to 18 U.S.C. § 981(a)(1)(C) by way of 18 U.S.C. §  
5 1956(c)(7)(A) and 18 U.S.C. § 1961(1) and 28 U.S.C. § 2461(c).  
6  
7

8 In the event it is necessary, Defendant expressly waives notice of the civil  
9 forfeiture proceedings against the real property and waives her right to file a claim  
10 pursuant to Fed. Suppl. Rule G. Defendant stipulates and agrees to testify truthfully  
11 in any forfeiture proceeding, including any civil forfeiture action. Defendant  
12 stipulates and agrees to execute any and all forms and pleadings necessary to  
13 effectuate such forfeiture. Defendant stipulates and agrees to comply with all  
14 requests made by the United States that are made in order to pass clear title of the  
15 real property to the United States.  
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20 C. Application of Forfeited Property to Restitution

21 Defendant understands the United States will seek restitution for Small  
22 Business Administration in this case independent of the forfeiture of the Subject  
23 Proceeds. It is the parties' mutual understanding that the United States Attorney's  
24 Office promises to diligently seek approval to apply the proceeds of any forfeited  
25 assets to Defendant's restitution obligations through the Department of Justice's  
26 restoration process. Defendant recognizes, however, the final decision to approve  
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28

1 the restoration application rests with the Attorney General. *See* 18 U.S.C. § 981(d),  
2 (e); *see also* 28 C.F.R. 9 *et. seq.*  
3

4 The parties further agree that the Defendant shall pay restitution in the amount  
5 of \$150,000.00 to the Clerk of Court at sentencing. Collection of the remaining  
6 restitution balance shall be stayed by the United States, except any Bureau of Prisons  
7 Inmate Financial Responsibility Program payments, until a final restoration decision  
8 is made by the Attorney General.  
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11 D. Defendant's Waivers

12 Defendant stipulates and agrees to waive all constitutional, statutory, and/or  
13 procedural challenges in any manner (including direct appeal, habeas corpus, or any  
14 other means) to any forfeiture carried out in accordance with the Plea Agreement on  
15 any grounds, including a claim that forfeiture in this case constitutes an excessive  
16 fine or punishment.  
17  
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19 Defendant stipulates and agrees to hold the United States, and its agents and  
20 employees, harmless from any and all claims whatsoever in connection with the  
21 investigation, the prosecution of charges, and the seizure and forfeiture of property  
22 covered by this Plea Agreement. Defendant consents to the disposal of assets without  
23 further notice.  
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26 E. Non-Abatement of Criminal Forfeiture  
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1 Defendant agrees that the forfeiture provisions of this plea agreement are  
2 intended to, and will, survive her, notwithstanding the abatement of any underlying  
3 criminal conviction after the execution of this agreement. The forfeitability of any  
4 particular property pursuant to this agreement shall be determined as if Defendant  
5 had survived, and that determination shall be binding upon Defendant's heirs,  
6 successors and assigns until the agreed forfeiture is fully effectuated and the assets  
7 dissipated.  
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11 F. United States' Agreement

12 The United States Attorney's Office for the Eastern District of Washington  
13 agrees that upon completion of the forfeiture contemplated by this Addendum that it  
14 will not seek to forfeiture of any other assets, real or personal, in relation to any of  
15 the conduct charged in the Indictment or based on information in its possession at  
16 the time of this Addendum that relates to conduct that is either charged in the  
17 Indictment or identified in discovery produced in this case, unless Defendant  
18 breaches this Addendum.  
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Approvals and Signatures

Agreed and submitted on behalf of the United States Attorney's Office for the  
Eastern District of Washington.

Vanessa R. Waldref  
United States Attorney


  
\_\_\_\_\_  
Tyler H.L. Tornabene

  
\_\_\_\_\_  
Date

Daniel H. Fruchter  
Brian M. Donovan  
Assistant U.S. Attorneys  
Frieda K. Zimmerman  
Special Assistant United States Attorney




1 I have read this Plea Agreement Addendum and have carefully reviewed and  
2 discussed every part of the agreements with my attorney. I understand and  
3 voluntarily enter into the Plea Agreement Addendum. Furthermore, I have consulted  
4 with my attorney about my rights, I understand those rights, and I am satisfied with  
5 the representation of my attorney in this case. No other promise or inducements  
6 have been made to me, other than those contained in this Plea Agreement Addendum  
7 and no one has threatened or forced me in any way to enter into this Plea Agreement  
8 Addendum.  
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12  
13   
14 Karla Leticia Padilla-Reyna  
15 Defendant

5/16/2023  
Date

16 I have read the Plea Agreement Addendum and have discussed the contents  
17 of the agreement with my client. The Plea Agreement Addendum accurately and  
18 completely sets forth the entirety of the agreement between the parties.  
19  
20

21  
22   
23 Robin C. Emmans  
24 Ulvar W. Klein  
25 Attorneys for Defendant  
26  
27  
28

5/16/2023  
Date